IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE FIFTH DAY OF FEBRUARY
TWO THOUSAND AND SEVEN

PRESENT

**THE HON'BLE SRI JUSTICE BILAL NAZKI**
**and**
**THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

**Writ Petition No.1944 of 2007**

**Between**:

**M/s.K.L.Reddy & M.V.Reddy,**
**Contractors, Rajahmundry.**

**.....**
**PETITIONER**

**AND**

**The Joint Commissioner (CT)(Legal)**
**A.P.Hyderabad and others.**

**.....RESPONDENTS**

**The Hon'ble Sri Justice Bilal Nazki**
**and**
**The Hon'ble Sri Justice Nooty Ramamohana Rao**

**Writ Petition No.1944 of 2007**

**Order:** ***(Per Hon'ble Sri Justice Bilal Nazki)***

Heard learned Counsel for the parties. With their consent, the Writ Petition is being disposed of at this stage.

The controversy is that pending appeal, application for stay was dismissed by the competent authority. We have gone through the record. We feel that the interest of justice would have been met if stay was granted pending appeal, subject to deposit of half of the liability. It is submitted by the learned Counsel for the petitioner that the petitioner has already deposited 25% of the disputed amount. Therefore, in the interest of justice, we direct that there shall be stay of recovery till disposal of appeal, subject to deposit of half of the total liability minus the amount already deposited by the petitioner, within a period of four weeks from today. For four weeks, there shall be an unconditional stay and the stay shall continue till disposal of the appeal provided the amount is deposited within four weeks. The deposit of amount shall be without prejudice to the rights of the petitioner in the appeal.

Writ Petition is disposed of

accordingly. No costs.

**(Bilal Nazki, J)**
**5th February, 2007**

**(Nooty Ramamohana Rao, J)**

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